



LEGISLATIVE FISCAL OFFICE

Fiscal Note

Fiscal Note On: **HB 439** HLS 09RS 1264
Bill Text Version: **REENGROSSED**
Opp. Chamb. Action:

Proposed Amd.:
Sub. Bill For.:

Date: May 18, 2009 5:16 AM	Author: ELLINGTON
Dept./Agy.: Agriculture & Forestry	
Subject: Louisiana Catfish Marketing Law	Analyst: Travis McIlwain

AGRICULTURAL COMMODITIES

RE SEE FISC NOTE GF EX

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Requires country of origin labeling in retail and food service establishments for catfish products

This bill creates the Louisiana Catfish Marketing Law which requires country of origin labeling in retail and food service establishments in order to provide clear information on the origin. Proposed legislation provides that the commissioner may require any person that prepares, stores, handles, or distributes catfish for retail sale maintain a verifiable record keeping audit trail. This bill provides for the commissioner to regulate and inspect retail and food service establishments and have the authority to enter the premises of any wholesaler, processor, distributor, retailer or any other person selling catfish, catfish products, etc. Legislation provides for fines as follows: 1st offense - not more than \$1,000 fine, 2nd offense - not more than \$2,000, 3rd offense - not more than \$5,000. Proposed legislation provides the commissioner the authority to gather laboratory testing samples of catfish products from the wholesaler, distributor, or retailer. This bill is contingent upon the availability of funds appropriated or otherwise made available. Proposed legislation provides that the commissioner shall only inspect restaurants when the department receives a complaint. Effective November 1, 2009.

EXPENDITURES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

This bill provides for the commissioner of agriculture and forestry to inspect retail and food service establishments when the department receives a complaint. Thus, the expenditure impact of this bill is dependent upon the number of complaints received. To the extent such complaints are minimal, the department anticipates such costs to be absorbed within existing inspection activities.

NOTE: If proposed law required the commissioner to inspect all retail and food service establishments, the department would need additional positions.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure. Any increase in revenues generated through the imposition of fines created by this legislation would accrue to local governmental entities.

Senate

☐ 13.5.1 >= \$500,000 Annual Fiscal Cost

☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change

Dual Referral Rules

House

☐ 6.8(F) >= \$500,000 Annual Fiscal Cost

☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

Robert E. Hosse
LFO Staff Director